

01/28/02



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1855-1930

W.K. Richardson  
1859-1951

# FISH & RICHARDSON P.C., P.A.

January 28, 2002

Attorney Docket No.: 11306-135002

## Box Patent Application

Commissioner for Patents  
Washington, DC 20231

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Presented for filing is a new continuation patent application of:

Applicant: RONALD B. KAMMERER, JR. AND STEPHEN L. SPURGEON

Title: DECORATING SYSTEM FOR EDIBLE ITEMS

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	17
Claims	6
Abstract	1
Declaration	2
Drawing(s)	9

### Enclosures:

- Copies of Application (17 pages spec; 6 pages claims; 1 page abstract; 9 sheets of drawings), which were filed in the parent application. Please enter these in this application.
- Preliminary amendment, 10 pages.
- Small entity statement. This application is entitled to small entity status.
- Check in the amount of \$ 694.00
- Postcard.

### CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL589640173US

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D C. 20231.

January 28, 2002  
Date of Deposit

Signature

Vince Defante

Typed or Printed Name of Person Signing Certificate

JC975 U.S. PTO  
10/058629



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Commissioner for Patents

January 28, 2002

Page 2

This application is a continuation (and claims the benefit of priority under 35 USC 120) of U.S. application serial no. 09/144,046, filed August 31, 1998, which is a utility from a provisional application serial no. 60/079,335, filed on March 25, 1998. The disclosure of the prior application is considered part of (and is incorporated by reference in) the disclosure of this application.

Basic filing fee	\$370
Total claims in excess of 20 times \$9	\$324
Independent claims in excess of 3 times \$42	\$0
Fee for multiple dependent claims	\$0
Total filing fee:	\$694

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

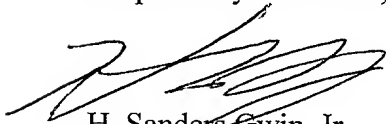
If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (612) 335-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

H. SANDERS GWIN, JR.  
Fish & Richardson P.C., P.A.  
60 South Sixth Street  
Suite 3300  
Minneapolis, MN 55402

Respectfully submitted,



H. Sanders Gwin, Jr.  
Reg. No. 33,242  
Enclosures  
HSG/jxw  
60070927.doc

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Stephen L. Spurgeon et al.      Art Unit : 2853  
Serial No. : 09/144,046      Examiner : Michael S. Brooke  
Filed : August 31, 1998  
Title : DECORATING SYSTEM FOR EDIBLE ITEMS

Commissioner for Patents  
Washington, D.C. 20231

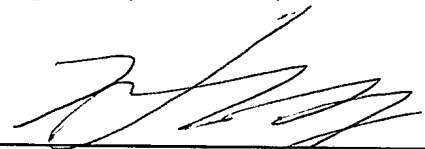
RESPONSE TO COMMUNICATION

In response to the communication mailed December 26, 2001, Applicants submit the attached continuation application and preliminary amendment. Since January 26, 2002 fell on a Saturday, this response is timely filed on January 28, 2002.

If questions arise, please contact the undersigned. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: January 28, 2002

  
\_\_\_\_\_  
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